

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.22247 of 2008
MANOJ KUMAR JHA
Versus

STATE OF BIHAR

- - - -

3. 12.8.2008

Heard.

The allegation is that the petitioner who was married to the deceased about ten years earlier, after marrying another lady conspired along with other accused persons and killed the deceased. The rejection order passed by the learned Sessions Judge does not indicate that there was any definite cause of death indicated by the Doctor who held the post-mortem examination of partially burnt dead body which was taken out from the pyre but at the same time the pungent fluid which was found in the gut of the lady could not also show any poisonous substance.

The contention is that the lady after giving birth to three children, one son and two daughter remained ill regularly and she was rushed to the hospital where she died and lastly after informing the informant and others, the dead body was cremated.

Some of the witnesses have supported

the occurrence. I have perused some part of the case diary and some of the neighbours of the petitioner have stated that the petitioners used to tortured the lady and killed her.

In the facts and circumstances, as indicated above, I am not inclined to direct release of the petitioner on bail.

The petition is dismissed.

Kanth

(Dharnidhar Jha, J.)

